



State of Utah

SPENCER J. COX
Governor

DEIDRE HENDERSON
Lieutenant Governor

Department of
Environmental Quality

Kimberly D. Shelley
Executive Director

DIVISION OF WATER QUALITY
John K. Mackey, P.E.
Director

Water Quality Board
Steven K. Earley, Chair
James Webb, Vice Chair
Carly Castle
Brandon Gordon
Michela Harris
Joseph Havasi
Trevor Heaton
Michael D. Luers
Kimberly D. Shelley
John K. Mackey
Executive Secretary

MINUTES

**UTAH DEPARTMENT OF ENVIRONMENTAL QUALITY
UTAH WATER QUALITY BOARD
MASOB
and
Via Zoom**

September 28, 2022
8:30 am Meeting

UTAH WATER QUALITY BOARD MEMBERS PRESENT

Carly Castle
Brandon Gordon
Joe Havasi
Mike Luers
Chris Otto (Alternate for Kim Shelley)

Excused Steven Earley
 Michela Harris
 Trevor Heaton
 Kim Shelley
 James Webb

DIVISION OF WATER QUALITY STAFF MEMBERS PRESENT

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|------------------|-----------------|
| Paul Burnett | Brenda Johnson |
| Harry Campbell | Glen Lischeske |
| Emily Cantón | George Meados |
| Krystol Carfaro | Baylie Nusink |
| Eric Castrejon | Alan Ochoa |
| Skyler Davies | David Pierson |
| Judy Etherington | Danny Ryan |
| Dan Griffin | Jeff Studenka |
| Clanci Hawks | Jake VanderLaan |
| Ken Hoffman | Sandy Wingert |
| Ben Holcomb | Beth Wondimu |

OTHERS PRESENT

Continued

| | |
|------------------|----------------------------|
| Soren Simonson | Jordan River Commission |
| Kelvin Smith | Civil Science (Kanab City) |
| Jake Dutton | Kanab City |
| Haley Sousa | AG's Office |
| Melissa Reynolds | Holland & Hart |
| Mike Chambers | |
| Ryan York | Provo City |
| Renn Lambert | LimnoTech |

Ms. Cantón called the Meeting to order at 8:30 AM and asked the attending Water Quality board members to appoint a chair pro tempore for the meeting.

APPROVAL OF MINUTES OF AUGUST 24, 2022 BOARD MEETING

Motion: Mr. Gordon moved to approve the minutes of the August 24, 2022 Board meeting.

Ms. Castle seconded the motion. The motion passed unanimously.

EXECUTIVE SECRETARY REPORT

Ms. Cantón addressed the Board regarding the following.

National

- Celebrated the 50th year of the Clean Water Act

Water Quality Division

- Southern Utah Reuse Program
- Submitted Budget for FY23-24

FUNDING REQUESTS

Financial Report: Ms. Carfaro updated the Water Quality Board on the Loan Funds and Hardship Grant Funds as indicated in the [packet](#).

Kanab City – Planning Advance: Mr. Hoffman presented the Board with a request to authorize a Hardship Planning Advance of \$29,800.

Motion: Mr. Gordon moved to approve authorize a hardship planning advance of \$29,900 to Kanab City under the following special conditions:

- 1. The Division of Water Quality must approve the engineering agreement and plan of study before the advance will be executed.**
- 2. The planning advance must be expeditiously repaid to the Board once long-term project financing has been secured from the Board.**

3. If the City does not return to the Board for project funding, the planning advance may be forgiven by staff as a grant if any of the following conditions are met:
 - a. The project is fully funded by another agency, fully funded privately, or fully funded from a combination of another agency and private funding.
 - b. If no project is funded after five years.
4. The City must agree to participate in the Municipal Wastewater Planning Program (MWPP).
5. As part of the facility planning, the City must complete a Water Conservation and Management Plan.

Mr. Luers seconded the motion. The motion passed unanimously.

RULEMAKING

Request to Initiate Rulemaking: Proposed Amendments to Standards of Water Quality for the State, UAC R317-2: Mr. Vander Laan and Mr. Holcomb presented the Board with a request to initial rulemaking for proposed amendments to standards of water quality for the state, UAC R317-2 and make a request for a Board Member to serve as hearing officer for rulemaking.

Motion: Mr. Luers moved to initiate Rulemaking for the Proposed Amendments to Standards of Water Quality for the State, UAC R317-2 and approved Soren Simonsen as hearing officer.

Ms. Castle seconded the motion. The motion passed unanimously.

PUBLIC COMMENTS

There were no public comments.

MEETING ADJOURNMENT

Motion: Mr. Gordon moved to adjourn the meeting.

Ms. Castle seconded the motion. The motion passed unanimously.

To view the full recording of the Water Quality Board meeting.

<https://deq.utah.gov/boards/utah-water-quality-board-meetings>

Next Meeting –October 26, 2022

Meeting begins at 8:30 am

Page 4
September 28, 2022
Water Quality Board
Minutes

In-Person
MASOB
195 North 1950 West
Board Room 1015
Salt Lake City, UT 84116

Via Zoom
<https://us02web.zoom.us/j/7074990271>

Joseph R. Havasi

Joe Havasi, Chair Pro Tempore
Utah Water Quality Board

DWQ-2022-029149